

(2) by redesignating subsections (c) and (d) as subsections (e) and (f), respectively; and

(3) by inserting after subsection (b) the following:

“(c) INVESTMENT IN SECURITIES.—Notwithstanding subsection (b), the Secretary of the Treasury may invest not more than 40 percent of the fund’s assets in securities other than public debt securities of the United States, if—

“(1) the Secretary receives a determination from the Board that such investments are necessary to enable the Foundation to carry out the purposes of this title; and

“(2) the securities in which such funds are invested are traded in established United States markets.

“(d) CONSTRUCTION.—Nothing in this section shall be construed to limit the authority of the Board to increase the number of scholarships provided under section 1405, or to increase the amount of the stipend authorized by section 1406, as the Board considers appropriate and is otherwise consistent with the requirements of this title.”.

(f) ADMINISTRATIVE PROVISIONS.—Section 1411(a) of the Barry Goldwater Scholarship and Excellence in Education Act (20 U.S.C. 4710(a)) is amended—

(1) by striking paragraph (1) and inserting the following:

“(1) appoint and fix the rates of basic pay of such personnel (in addition to the Executive Secretary appointed under section 1410) as may be necessary to carry out the provisions of this chapter, without regard to the provisions in chapter 33 of title 5, United States Code, governing appointment in the competitive service or the provisions of chapter 51 and subchapter III of chapter 53 of such title, except that—

“(A) a rate of basic pay set under this paragraph may not exceed the maximum rate provided for employees in grade GS–15 of the General Schedule under section 5332 of title 5, United States Code; and

“(B) the employee shall be entitled to the applicable locality-based comparability payment under section 5304 of title 5, United States Code, subject to the applicable limitation established under subsection (g) of such section;”;

(2) in paragraph (2) by striking “grade GS–18 under section 5332 of such title” and inserting “level IV of the Executive Schedule”;

(3) in paragraph (7), by striking “and” at the end;

(4) by redesignating paragraph (8) as paragraph (10); and

(5) by inserting after paragraph (7) the following:

“(8) expend not more than 5 percent of the Foundation’s annual operating budget on programs that, in addition to or in conjunction with the Foundation’s scholarship financial awards, support the development of Barry Goldwater Scholars and Barry Goldwater interns throughout their professional careers;

“(9) expend not more than 5 percent of the Foundation’s annual operating budget to pay the costs associated with fundraising activities, including public and private gatherings; and”.

**SA 4017.** Mr. KELLY (for himself, Mr. CRAMER, Mr. DURBIN, Mrs. GILLIBRAND, Mr. KAINE, Mr. BROWN, Mr. LUJÁN, Mr. BLUMENTHAL, and Mr. HICKENLOOPER) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military con-

struction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title VII, add the following:

**SEC. 744. MANDATORY REFERRAL OF MEMBERS OF THE ARMED FORCES FOR MENTAL HEALTH EVALUATION.**

(a) IN GENERAL.—Section 1090a of title 10, United States Code, is amended—

(1) by redesignating subsection (e) as subsection (f); and

(2) by inserting after subsection (d) the following new subsection:

“(e) PROCESS APPLICABLE TO MEMBER DISCLOSURE.—The regulations required by subsection (a) shall—

“(1) establish a phrase that enables a member of the armed forces to trigger a referral of the member by a commanding officer or supervisor for a mental health evaluation;

“(2) require a commanding officer or supervisor to make such referral as soon as practicable following disclosure by the member to the commanding officer or supervisor of the phrase established under paragraph (1); and

“(3) ensure that the process under this subsection protects the confidentiality of the member in a manner similar to the confidentiality provided for members making restricted reports under section 1565b(b) of this title.”.

(b) CONFORMING AMENDMENT.—Subsection (a) of such section is amended, in the second sentence, by striking “subsections (b), (c), and (d)” and inserting “this section”.

**SA 4018.** Mr. KELLY (for himself, Mr. MURKOWSKI, Mr. TESTER, Mr. PORTMAN, Ms. WARREN, Ms. ROSEN, Ms. BALDWIN, Mr. BLUNT, Mr. BLUMENTHAL, and Mr. HICKENLOOPER) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title VII, add the following:

**SEC. 704. IMPROVEMENTS TO DEPENDENT COVERAGE UNDER TRICARE YOUNG ADULT PROGRAM.**

(a) EXPANSION OF ELIGIBILITY.—Subsection (b) of section 1110b of title 10, United States Code, is amended—

(1) by striking paragraph (3); and

(2) by redesignating paragraphs (4) and (5) as paragraphs (3) and (4), respectively.

(b) ELIMINATION OF SEPARATE PREMIUM FOR A YOUNG ADULT.—Such section is further amended by striking subsection (c).

(c) CONFORMING AMENDMENT.—Section 1075(c)(3) of title 10, United States Code, is amended by striking “section 1076d, 1076e, or 1110b” and inserting “section 1076d or 1076e”.

**SA 4019.** Mr. BROWN submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of

Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title V, add the following:

**SEC. 503. EXTENSION OF TRANSITION PERIOD RELATING TO MODIFICATIONS TO RULES FOR RETIREMENT OR SEPARATION FOR COMMISSIONED OFFICERS WHO REACH 62 YEARS OF AGE.**

(a) IN GENERAL.—Section 1251(e)(2) of title 10, United States Code, is amended by striking “the date of the enactment of the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021” and inserting “December 31, 2022”.

(b) RETROACTIVE EFFECT.—

(1) IN GENERAL.—The amendment made by subsection (a) takes effect on January 1, 2021, as if included in the enactment of the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021 (Public Law 116–283).

(2) TREATMENT OF SEPARATIONS BETWEEN JANUARY 1, 2021, AND DATE OF ENACTMENT.—A commissioned officer who is separated under paragraph (1) of section 1251(e) of title 10, United States Code, on or after January 1, 2021, and before the date of the enactment of this Act, and who qualifies under paragraph (2) of that section, as amended by subsection (a), for retirement and retired pay, shall be—

(A) transferred to retired status; and

(B) paid retired pay computed under section 1401 of title 10, United States Code, for each month that begins after the date of separation.

**SA 4020.** Mrs. GILLIBRAND (for herself and Mr. TILLIS) submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle F of title V, insert the following:

**SEC. 583. MODIFICATION OF RESPONSE PROCEDURES FOR INCIDENTS OF SERIOUS HARM TO CHILDREN INVOLVING MILITARY DEPENDENTS ON MILITARY INSTALLATIONS.**

Section 549B of the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021 (Public Law 116–283) is amended—

(1) in subsection (b)(2)(A), by striking “problematic” and all that follows and inserting the following: “such incidents that are reported to an appropriate office, as determined by the Secretary, or investigated by a military criminal investigative organization.”; and

(2) in subsection (c)—

(A) in the subsection heading, by striking “REPORTED TO FAMILY ADVOCACY PROGRAMS”;

(B) by amending paragraph (1) to read as follows:

“(1) RESPONSE GROUPS.—

“(A) INCIDENT DETERMINATION COMMITTEE MEMBERSHIP.—The Secretary of Defense shall ensure that the voting membership of each Incident Determination Committee on a